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**RESPONSE UNDER 37 CFR 1.116  
EXPEDITED PROCEDURE  
EXAMINING GROUP 1642**

IN THE UNITED STATES PATENT AND TRADEMARK OFFICE

Appl. No. : 09/308,223  
Applicant : Georg KALLMEYER et al  
Filed : August 12, 1999  
TC/A.U. : 1642  
Examiner : Brandon J. Fetterolf

Docket No. : 2924-139  
Customer No. : 06449  
Confirmation No. : 5876

**AMENDMENT UNDER 37 CFR 1.116**

Commissioner for Patents  
P.O. Box 1450  
Alexandria, VA 22313-1450

January 31, 2006

Dear Sir:

In response to the Office Action of November 1, 2005, applicants have the following comments.

In the only remaining rejection, claims 13, 15-18 and 22-36 were rejected under 35 USC §103(a) as unpatentable over Andya in view of Michaelis. The Office Action states that it would have been obvious to modify the lyophilizate of Andya to include an amino sugar as taught by Michaelis. Michaelis discloses the addition of an amino sugar to stabilize G-CSF not antibodies. Applicants respectfully point out that among proteins different stabilizers are required, not all stabilizers are suitable for all proteins. Osterberg (WO 94/07510) states on page 4, lines 25-32 that: